NO.72378-T

TEMPORARY

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office MAR 14 2005

Returned to applicant for correction

Corrected application filed

Map filed MAR 14 2005

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The applicant **Fallon Paiute Shoshone Tribe** hereby makes application for permission to change the **place of use of a portion** of water heretofore appropriated under **Final Decree in United States of America vs. Orr Ditch Water Co. in Equity No. A3, Claim No. 3 Final Decree in United States vs. Alpine Land & Reservoir Co. et al, Civil No. D-183 BRT**

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1. The source of water is **Truckee River and Carson River**

2. The amount of water to be changed **259.35 acre-feet**

3. The water to be used for **as decreed**

4. The water heretofore permitted for **as decreed**

5. The water is to be diverted at the following point **Lahontan Dam, being within SW1/4 SE1/4 Section 33, T 19N, R26E, M.D.B.&M.**

6. The existing permitted point of diversion is located within **same as above**

7. Proposed place of use **see attachment**

8. Existing place of use **see attachment**

9. Use will be from **as decreed** to **November 15** of each year.

10. Use was permitted from **as decreed**.

11. Description of proposed works.

12. Estimated cost of works **$10,000**

13. Estimated time required to construct works **already constructed**

14. Estimated time required to complete the application of water to beneficial use **9 months**

15. Remarks: **TCID water rights detail record for 708-B and 756 attached. This application transfers water to land stripped by Permit No. 63883.**

By s/ **Francis E. DuBois III, P.E.**
Francis E. DuBois
8955 Mission Road
Fallon, NV 89406

Compared lt/gkl lt/gkl

Protested

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APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This temporary permit to change the place of use of a portion of the waters of the Truckee and Carson Rivers as set forth under the Newlands Reclamation Project rights in the Truckee and Carson River Final Decrees is issued subject to the terms and conditions imposed in said decrees and with the understanding that no other rights on the source will be affected by the change proposed herein.

This temporary permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this temporary permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This temporary permit is issued pursuant to the provisions of NRS 533.345 Section 2 and will expire on **November 15, 2005** at which time all rights herein granted shall revert to the right being changed by this temporary permit.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed **259.35 acre-feet as decreed.**

Work must be prosecuted with reasonable diligence and be completed on or before:

Proof of completion of work shall be filed on or before:

Water must be placed to beneficial use on or before:

Proof of the application of water to beneficial use shall be filed on or before:

Map in support of proof of beneficial use shall be filed on or before:

TEMPORARY

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this **5th** day of **May** A.D. **2005**

State Engineer

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ATTACHMENT - TEMPORARY TRANSFER APPLICATION
FALLON PAIUTE SHOSHONE TRIBE

EXISTING PLACES OF USE

IN SECTION 20, T19N, R30E, MDB&M

SW1/4SE1/4SW1/4	10	ACRES
SE1/4SE1/4SW1/4	10	
SW1/4SE1/4SE1/4	10	
SE1/4SW1/4SE1/4	10	
NE1/4SW1/4SE1/4	SOUTH 4 ACRES	

IN SECTION 30, T19N, R29E

SW1/4SE1/4	30.1	ACRES
TOTAL	74.1	ACRES

PROPOSED PLACES OF USE

IN SECTION 11, T19N, R30E

NE1/4SE1/4	38.7	ACRES
SE1/4SE1/4	35.4	
TOTAL	74.1	ACRES